T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			17-Jun-08	APPL S. N:	1	10795791	
To Exami	ner:		PHAN, TRI	Art Unit	Ţ	2616	
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To Drop-Off Location	o: Case	JEF-2D68	
SUBJEC	r: Decisio	n on Terminal	Disclaimer(T.D.) filed:				
form para or have a	agraphs i	dentified by th ions, please se	is informal memo in your e me or the Special Progr	the results as set forth belov next Office action to notify a am Examiner. THIS IS AN IN ED OF RECORD IN THE APPLI	pplicant of th	ie T.D. If you disagre TERNAL MEMO ONLY.	e
please in	itial, date	and return th	s memo to me. THANK YO	ου.			
V	The T.D.	is PROPER and	d has been recorded (see	14.23).			
	The T.D.	is NOT PROPE	R and has not been accep	ted for the reason(s) checke	d below (see	14.24):	
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		his/her intere	not satisfy Rule 321 in the st (and/or the extent of the tion/patent (see 14.26 & 1	nat the person who has signe ne interest of the business er 14.26.01).	ed the T.D. hantity represen	is not stated the extented by the signature	ent of)
			s the enforceable only dur ing rejection, Rule 321(b)	ring common ownership claus) (see 14.27.01).	se – needed t	o overcome a non-st	atutory
				n(s), which is not acceptable to be granted" (MPEP 1490)			a termina
	. []	The person w	ho signed the T.D.:				
		is no	ot an attorney "of record"	(see 14.29 and 14.29.01).			
		has	failed to state his/her cap	acity to sign for the business	entity (see 1	14.28).	
		is no	ot recognized as an officer	of the assignee (see 14.29	& possible 14	.29.02).	
		nor is the ree (see 37 CFR 3	l and frame number speci 3.73(b) and 1140 O.G. 72	title from the original invent fied as to where such eviden). NOTE: This documentary e , or in a separate paper of re	ce is recorded evidence or th	d in the Office ne specifying of the re	eel and
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			mber of the application (or ection is missing or incorre	r the number of the patent) vect (see 14.32).	which forms t	the basis for the doub	ole
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Į have, ap	propriate	ely notified app	licant(s) of the status of t	the Terminal Disclaimer filed	in this case.		
Ex.Initial	s:	Date	2:		•	Log Date:	

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination DURHAM ET AL.							
Document Code - DISQ		Internal Do		cument – DO NOT MAIL						
TERMINAL DISCLAIMER	☑ APPROV			☐ DISAPPROVED						
Date Filed : June 17, 2008	This patent is subject to a Terminal Disclaimer									
Approved/Disapproved by:										
Henry D. Jefferson										

U.S. Patent and Trademark Office

S/N 10/795,791 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David M. Durham et al.

Examiner: Tri H. Phan

Serial No.:

10/795,791

Group Art Unit: 2616

Filed:

March 8, 2004

Docket: 884.043US2

Title:

UP-TREE TOPOLOGY TRACE FOR NETWORK ROUTE TRACING

Customer Number: 21186

TERMINAL DISCLAIMER

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

l, Joseph P. Mehrle, am the attorney of record for the above identified patent application as evidenced by the Power of Attorney filed in the present application on March 8, 2004. I am making this petition on behalf of Intel Corporation, the assignee of the present invention. As the attorney of record, I am empowered to act on behalf of the assignee and, in accordance with 37 C.F.R. § 1.321(b)(iv), to sign this terminal disclaimer.

Certificate Under 37 C.F.R. § 3.73(b)

Your petitioner, Intel Corporation, certifies that they are the owner of the entire right, title and interest in and to the above-identified patent application (Serial No. 10/795,791) and to U.S. Patent No. 6704319. Your petitioner owns the entire right, title, and interest of these applications by nature of the assignment executed and filed for the parent application. The assignment for U.S. Patent No. 6704319 was recorded on March 24, 1999 on Reel 9841, Frames 0073 - 0076, with the United States Patent and Trademark Office. The above-identified patent application (Serial No. 10/795,791) is a continuation of U.S. Patent No. 6704319.

The undersigned representative of the assignee has reviewed the evidentiary documents of title and certifies that to the best of assignee's knowledge and belief, title is in the assignee, Intel Corporation, seeking to take the action set forth in this disclaimer.

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Filing Date: March 8, 2004

Title: UP-TREE TOPOLOGY TRACE FOR NETWORK ROUTE TRACING

Terminal Disclaimer

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term, as presently shortened by any terminal disclaimers, of U.S. Patent No. 6704319. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6704319 and the legal title of the above-identified application and any patent granted thereon remain common, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

Limitations on the Disclaimer

Your petitioner does not disclaim any terminal part of any patent granted on the aboveidentified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6704319 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration date of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title as stated hereinabove.

Filing Date: March 8, 2004
Title: UP-TREE TOPOLOGY TRACE FOR NETWORK ROUTE TRACING

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Fee Status

Please charge Deposit Account No. 19-0743 in the amount of \$130.00, which is required under 37 C.F.R. § 1.20(d) to file a statutory disclaimer. The Commissioner of Patents and Trademarks is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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By /

Joseph P. Mehrle Reg. No. 45,535